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MAY 11 2006

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Page 1 of 3 pages

To: Examiner Vincent Millin  
Fax number: (571) 273-8300From: Martin LeFevour  
Fax number: (708) 246-0338

Date: 5/11/2006

Regarding: Request for Re-Docketing of Office  
ActionPhone number for follow-up:  
(708) 246-2338**Comments:**

**RE:** U.S. Patent Application Serial No. 09/175,589  
Inventor: Andrea M. Jacobson  
Title: Electronic Record Management System

Dear Examiner Millin,

Please see the attached letter. Thank you.

Martin LeFevour

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via facsimile4365 LAWN AVENUE, SUITE 5  
WESTERN SPRINGS, IL 60558  
WWW.LEFEVOUR.COMExaminer Vincent Millin  
Examiner Ella Colbert  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313RE: U.S. Patent Application Serial No. 09/175,589  
Inventor: Andrea M. Jacobson  
Attorney Reference 150-003US  
Title: Electronic Record Management System

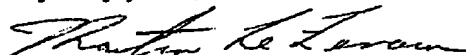
Dear Examiners Millin and Colbert:

Following up on my conversation with Examiner Colbert last Tuesday, May 2, 2006, and the voicemail I left for Examiner Millin last Thursday, May 4, 2006, an Office Action was mailed on February 13, 2006 for the above-identified pending application. It is respectfully submitted that this Office Action should not have issued during this time period because a suspension should have been in effect. Specifically, a Request for Continued Examination ("RCE") was filed in this matter on November 22, 2005. Along with this RCE filing, a 3-month suspension request was made. (*See attached*). The fee for this 3-month request was paid for and processed by the Patent Office. As such, the outstanding Office Action should not have issued because it was issued during the suspension period.

It is respectfully requested that this outstanding Office Action that was mailed February 13, 2006 be withdrawn and re-docketed appropriately in accordance with the 3-month suspension that was to be in effect at the time. It is respectfully requested that formal notice of withdrawal of this outstanding Office Action be provided to us in due course as a response, without extensions, is technically due to this outstanding Office Action by May 13, 2006. (This matter is just being brought to your attention because this Office Action was sent to the prior law firm on this matter. That firm did not forward the Office Action on to us. We just received the Office Action last week.)

Your attention to this matter is appreciated. If you need any further information or have any questions, please call me.

Very truly yours,



Martin LeFevour

PTO/SB/30 (04-05)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Request  
for  
Continued Examination (RCE)  
Transmittal**Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/175,589
Filing Date	October 20, 1998
First Named Inventor	Jacobson, Andrea M.
Art Unit	3624
Examiner Name	Ella Colbert
Attorney Docket Number	150-003 US

**RECEIVED  
CENTRAL FAX CENTER****MAY 11 2006****This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☒ Other Petition for Extension of Time; Postcard

2. **Miscellaneous**

a. ☒ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of 3 months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 50-3665. I have enclosed a duplicate copy of this sheet.

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.138 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☒ Check in the amount of \$ \$1035.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature	<i>Martin LeFevour</i>	Date	<u>11/22/2005</u>
Name (Print/Type)	Martin LeFevour	Registration No.	37,378

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature See attached Certificate of Express Mailing

Name (Print/Type) Margaret McGurk

Date November 22, 2005

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.